#12

AUG 2.2 2006 TAADEMENT T

Alexandria, VA 22313-1450

Patent Attorney Docket No. 64118.000192 Customer No. 21967

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:	·
TEITELBAUM et al.	Group Art Unit: Unassigned
Serial No.: 10/534,055	Examiner: Unassigned
Filed: May 6, 2005	Confirmation No. 2702
Title: TRANSPEDICULAR INTERVERTEBRAL)	RECEIVED
DISK ACCESS METHODS AND DEVICES)	18 APD
MAIL STOP PETITION	100 Lea
Commissioner for Patent and Trademark Office P.O. Box 1450	"Ternational Staff

PETITION TO REVIVE UNINTENTIONAL ABANDONMENT

Under the authority of 37 C.F.R. §1.137(b), Applicants respectfully petition the U.S. Patent and Trademark Office (PTO) to revive improper abandonment of the above-captioned application due to PTO's error.

Applicants timely responded to the Decision on Petition Under 37 C.F.R. §1.47(a) received by Hunton and Williams LLC, on May 10, 2006 (no mailing date was on correspondence) by filing a Renewed Petition Under 37 C.F.R. §1.47(a) on June 6, 2006, via electronic filing. Copies of the complete filing, including the Acknowledgement of Receipt, are enclosed for your convenience.

Applicants believe that no additional fees are due for filing this petition. In the event any additional fees are required, the Commissioner is authorized to charge all required fees, under 37

Attorney Docket No. 64118.000192 Application Serial No. 10/534,055 Customer No. 21967

C.F.R. §1.17, or all required extension of time fees, to the undersigned's deposit account No. 50-0206.

Respectfully submitted, HUNTON & WILLIAMS

Robert A King

Registration No. 42,738

Hunton & Williams LLP 1900 K Street, N.W., Suite 1200 Washington, D.C. 20006-1109 Telephone (202) 955-1950 Facsimile (202) 778-2201

Dated: August 18, 2006

PTO/SB/21 (07-06) Approved for use through 09/30/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE aperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 10/534.055 TRANSMITTAL Filing Date May 6, 2005 First Named Inventor **FORM** TEITELBAUM, et al Art Unit Unassigned **Examiner Name** Unassigned (to be used for all correspondence after initial filing) Attorney Docket Number 64118.000192 Total Number of Pages in This Submission

·		ENCLOSURES	(Check all that apply)	,
	Fee Transmittal Form	Drawing(s)		After	Allowance Communication to TC
	Fee Attached	Licensing-relate	d Papers		al Communication to Board peals and Interferences
	Amendment/Reply After Final Affidavits/declaration(s) Extension of Time Request Express Abandonment Request Information Disclosure Statement Certified Copy of Priority Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53	Terminal Discla Request for Ref CD, Number of	lication ey, Revocation espondence Address mer und	Petition to (2 pages)	al Communication to TC hal Notice, Brief, Reply Brief) rietary Information s Letter r Enclosure(s) (please Identify v): Revive Unintential Abandonment s to Petition (43 Pages)
	SIGNA	TURE OF APPLICA	NT, ATTORNEY, C	R AGENT	
Firm N	Hunton & Williams LLC				
Signat	ure				
Printed	d name Robert A. King			_	
Date	August 18, 2006		Reg. No.	42,738	
CERTIFICATE OF TRANSMISSION/MAILING					
sufficie	by certify that this correspondence is ent postage as first class mail in an el te shown below:	peing facsimile transmitted avelope addressed to: Con	I to the USPTO or depos nmissioner for Patents, F	sited with the UP.O. Box 1450	nited States Postal Service with Alexandria, VA 22313-1450 on
Signat	Udre	med face	esn		
Typed	or printed name Adrienne D. Jac	$_{kson}$		Date	August 18, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon. A petition has been filed for this unsigned inventor NAME OF SOLE OR FIRST INVENTOR: Date Signature Family Name Given Name TEITELBAUM or Surname George P. (first and middle (if any)) Citizenship: Santa Monica, CA Residence: 325 16th Street, Santa Monica, CA 90402-2217 Mailing Address: A petition has been filed for this unsigned inventor NAME OF SECOND INVENTOR: Signature Family Name Given Name SHAOLIAN or Surname Samuel M. (first and middle (if any)) Citizenship: Newport Beach, CA Residence: 2315 Arbutus Street, Newport Beach, CA 92660 Mailing Address: A petition has been filed for this unsigned inventor NAME OF THIRD INVENTOR: Date Signature Family Name Given Name NGUYEN or Surname (first and middle (if any)) Thanh Van US Citizenship: Irvine, CA Residence: 4752 Roxbury Drive, Irvine, CA 92604 Mailing Address: A petition has been filed for this unsigned inventor NAME OF FOURTH INVENTOR: Date Signature Family Name Given Name NGUYEN or Surname Frank (first and middle (if any)) US Citizenship: Superior, CO Residence:

I hereby declare that all statements made herein of my own knowledge are true and that

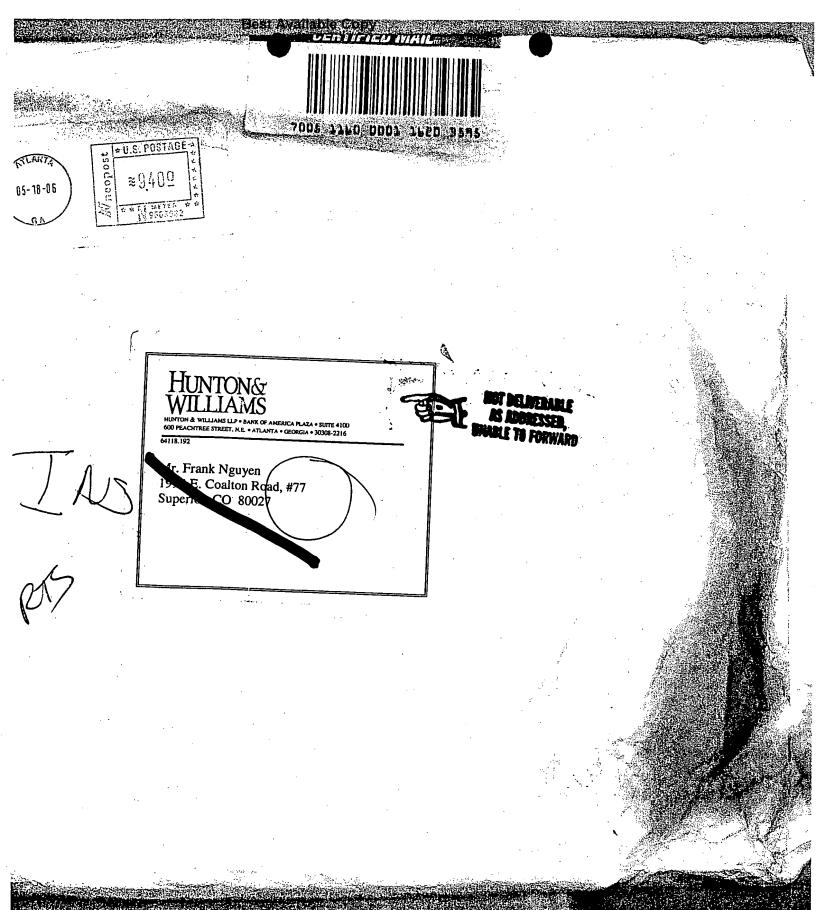
HUNTON & WILLIAMS LLP
Intellectual Property Department
1900 K Street, N.W.
Suite 1200
Washington, DC 20006-1109
(202) 955-1500 (telephone); (202) 778-2201 (facsimile)

1995 E. Coalton Road, #77-203, Superior, CO 80027

Mailing Address:

NAME OF FIFTH	INVENTOR:	A petition has bee	en filed for th	is unsigned inventor
Signature			Date	
Given Name (first and middle (if	any)) To V.	Family Nar or Surnam		AM
Citizenship:	US			;
Residence:	Trubuco Canyon, CA		•	v
Mailing Address:	28422 Pueblo Drive, T	rubuco Canyon, CA 926	679	• •
NAME OF SIXTH	INVENTOR:	A petition has be	en filed for th	nis unsigned inventor
Cianatura		·.	Date	
Signature Given Name (first and middle (if	any)) Vincent	Family Nat or Surnam		VINO, Jr.
Citizenship:	US			
Residence:	Mission Viejo, CA			
Mailing Address:	24436 Muela, Mission	Viejo, CA 92692		
NAME OF SEVE	NTH INVENTOR:	A petition has be	en filed for t	his unsigned inventor
Signature	·		Date	
Given Name (first and middle (if	any)) Michael R.	Family Na or Surnam		ENSON
Citizenship:	US			
Residence:	Coto de Casa, CA		, ,	
Mailing Address:	2 Via Presea, Coto de	Casa, CA 92679		

ATTACHMENT 2



ENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.	A. Received by (Please Print Clearly) B. Date of Delivery
■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece,	C. Signature
or on the front if space permits Article Addressed to:	D. Is delivery address different from item 1?
Mr., Frank Nguyen 1995E. Coalton Rad,#77 Supenor, CO 80027	
Superior, CO 80027	
	3. Service Type 2. Certified Mail
《我也是 《 》的考虑是国际教授的特殊的特殊的,但是一个人的教育的的特殊。	4. Restricted Delivery? (Extra Fee) ☐ Yes

Attorney Docket No.: 64118.000192

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As the below named inventor, I hereby declare that:

My residence, post office address and citizenship is as stated below next to my name;

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

TRANSPEDICULAR INTERVERTEBRAL DISK ACCESS METHODS AND DEVICES

· ·		* 1
os United States Application No.:	10/534,055	
or PCT International Application No.: and was amended on:		(if applicable).
		cula abovie

I hereby state that I have reviewed and understand the contents of the aboveidentified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56.

Prior Foreign Application(s)

I hereby claim foreign priority benefits under 35 U.S.C. §§ 119(a)-(d) or (f), or § 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or § 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below by checking the box, any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed:

Application		Date of Filing (day, month, year)	Date of Issue (day, month, year)	Priority Claimed
Number	Country	25, March, 2003		Yes No 🗌
PCT/US03/09285				Yes No No
· :		<u> </u>		

	Filing Date of Issue (day, month, year) Priority Claimed Yes No	
--	---	--

Prior Provisional Application(s)

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

Application Number	Date of Filing (day, month, year)
60/424,942	8, November, 2002
·	

Prior United States Application(s)

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application	Date of Filing (day, month, year)	Status - Patented, Pending, Abandoned	
Number	(00)		
		with full power of substitution	

And I hereby appoint, both jointly and severally, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith the Hunton & Williams LLP attorneys and agents associated with:

Customer Number 21967

All correspondence and telephone communications should be addressed to:

CUSTOMER NUMBER 21967

corresponding to the law firm of Hunton & Williams LLP; Intellectual Property Department; 1900 K Street, N.W.; Suite 1200; Washington, DC 20006-1109; telephone number (202) 955-1500; facsimile number (202) 778-2201.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

NAME OF SOLE C	R FIRST INVENTOR:	A petit	ion has been filed	d for this unsigned inventor
	A intelled	m.	Date	10/17/05
Signature 🔀	1) work		amily Name	
Given Name. (first and middle (if			or Surname	TEITELBAUM
Citizenship:	US	•		
Residence:	Santa Monica, CA		00402-2217	
Mailing Address:	325 16th Street, San	ta Monica, CA	90402-2217	
NAME OF SECON	ID INVENTOR:	A peti	tion has been file	ed for this unsigned inventor
		٠.	Date	
Signature			Family Name	•.
Given Name (first and middle (if	any)) Samuel M.		or Surname	SHAOLIAN
Citizenship:	US		•	
Residence:	Newport Beach, CA	. 5	-h CA 92660	
Mailing Address:	2315 Arbutus Street			
NAME OF THIRD	INVENTOR:	A pet	ition has been fil	led for this unsigned inventor
			Date	
Signature	·		Family Name	
Given Name (first and middle (i	f any)) Thanh Van		or Surname	NGUY EN
Citizenship:	US			
Residence:	Irvine, CA		0604	
Mailing Address:	4752 Roxbury Drive	, Irvine, CA 9	Z0U4	

Mailing Address:

NAME OF FIFTH	INVENTOR:		A petition has been filed	for this unsigned inventor	
Signature			Date	:	
Given Name (first and middle (if	any)) To V.	•	Family Name or Surname	PHAM	
Citizenship:	US		•		·.: .
Residence:	Trabuco Canyon, CA				
Mailing Address:	28422 Pueblo Drive,	Trabuco	Canyon, CA 92679		
NAME OF SIXTH	INVENTOR:		A petition has been filed	d for this unsigned invento	r
5 1 by 5			Date		
Signature Given Name (first and middle (if	any); Vincent		Family Name or Surname	DIVINO, Jr.	· .
Citizenship:	US	*			
Residence:	Mission Viejo, CA				
Mailing Address:	24436 Muela, Missio	n Viejo,	CA 92692		
NAME OF SEVE	NTH INVENTOR:		A petition has been file	d for this unsigned invent	or
Signature			Date		
Given Name (first and middle (if	any)) Michael R.		Family Name or Surname	HENSON	
Citizenship:	US	• • • • • • • • • • • • • • • • • • • •		· .	
Residence:	Coto de Casa, CA		4.		
Mailing Address:	2 Via Presea, Coto d	le Casa	, CA 92679		

Mailing Address:

HUNTON & WILLIAMS LLP
Intellectual Property Department
1900 K Street, N.W.
Suite 1200
Washington, DC 20008-1109
(202) 988-1800 (telephone); (202) 778-2201 (facsimile)

Attorney Docket No.: 64118.000192

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As the below named inventor, I hereby declare that:

My residence, post office address and citizenship is as stated below next to my name;

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

TRANSPEDICULAR INTERVERTEBRAL DISK ACCESS METHODS AND DEVICES

of which	n: Tis attached hereto.	• " • .	
the specification of whic	was filed on: May 6, 2005 as United States Application No.: or PCT International Application No and was amended on:	10/534,055 :	(if applicable).
	the state of the s	the contents of	the above-

I hereby state that I have reviewed and understand the contents of the aboveidentified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56.

Prior Foreign Application(s)

I hereby claim foreign priority benefits under 35 U.S.C. §§ 119(a)-(d) or (f), or § 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or § 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below by checking the box, any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed:

date perore mer				
Application		Date of Filing (day, month, year)	Date of Issue (day, month, year)	Priority Claimed
Number	Country			Yes No
PCT/US03/09285	PCT	25, March, 2003		Tes Zy III
PC1/0303/00200				Yes No
				<u></u>
		1	•	

Application Number	Country	Date of Filing (day, month, year)	Date of Issue (day, month, year)	Priority Claimed Yes No
-----------------------	---------	-----------------------------------	----------------------------------	--------------------------

Prior Provisional Application(s)

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

Application Number	Date of Filing (day, month, year)	
60/424,942	8, November, 2002	
00/424/012		
•		

Prior United States Application(s)

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose provided by the first paragraph of 37 C.F.R. § 1.56(a) which occurred between the filing material information as defined in 37 C.F.R. § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

application:		
Application Number	Date of Filing (day, month, year)	Status - Patented, Pending, Abandoned
		th full nower of substitution ar

And I hereby appoint, both jointly and severally, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith the Hunton & Williams LLP attorneys and agents associated with:

Customer Number 21967

All correspondence and telephone communications should be addressed to:

CUSTOMER NUMBER 21967

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

NAME OF SOLE OR FIRST A petition has been filed for this unsigned inventor	HEICOII.				or this unsinged inventor
Signature Given Name (first and middle (if any)) Citizenship: Name Of Second Inventor: Signature Given Name (first and middle (if any)) Citizenship: Newport Beach, CA Mailing Address: Name Of THIRD INVENTOR: NAME OF THIRD INVENTOR: Name Of Third Inventor: Citizenship: Name Of Third Inventor: Signature Given Name (first and middle (if any)) Citizenship: Name Of THIRD Inventor: Citizenship: Name Of THIRD Inventor: Citizenship: Name Of THIRD Inventor: Citizenship: Citizenship: Name Of THIRD Inventor: Citizenship:		R FIRST	□ A	petition has been filed to	of this offsignes in the
Signature Given Name (first and middle (if any)) George F. Citizenship: US Residence: Santa Monica, CA Mailing Address: 325 16 th Street, Santa Monica, CA 90402-2217 NAME OF SECOND INVENTOR: A petition has been filed for this unsigned inventor Citizenship: US Residence: Newport Beach, CA Mailing Address: Newport Beach, CA Mailing Address: 2315 Arbutus Street, Newport Beach, CA 92660 NAME OF THIRD INVENTOR: A petition has been filed for this unsigned inventor Citizenship: Newport Beach, CA Signature A petition has been filed for this unsigned inventor Signature Family Name Of this unsigned inventor Citizenship: US Residence: Irvine, CA Mailing Address: 1rvine, CA Mailing Address: 4752 Roxbury Drive, Irvine, CA 92604 NAME OF FOURTH INVENTOR: A petition has been filed for this unsigned inventor Date Family Name or Surname NGUYEN Citizenship: US	NAME OF SULE O	14	-		
Given Name (first and middle (if any)) George F. US Signature Given Name Gi	MAENIOK.			Date	
Given Name (first and middle (if any)) Citizenship: US Residence: Santa Monica, CA Mailing Address: 325 16 th Street, Santa Monica, CA 90402-2217 NAME OF SECOND INVENTOR: Citizenship: Newport Beach, CA Mailing Address: Name Given Name (first and middle (if any)) Citizenship: Citizenship: Citizenship: Citizenship: Invine, CA Mailing Address: A petition has been filed for this unsigned inventor Date Family Name or Surname NGUYEN NAME OF FOURTH INVENTOR: A petition has been filed for this unsigned inventor Date Family Name or Surname NGUYEN NAME OF FOURTH INVENTOR: A petition has been filed for this unsigned inventor Date Family Name or Surname NGUYEN NAME OF FOURTH INVENTOR: A petition has been filed for this unsigned inventor Date Family Name or Surname NGUYEN NAME OF FOURTH INVENTOR: NAME OF FOURTH INVENT	Signature			Family Name	material CALIBE
Citizenship: Residence: Santa Monica, CA Mailing Address: 325 16 th Street, Santa Monica, CA 90402-2217 NAME OF SECOND INVENTOR: A petition has been filed for this unsigned inventor Date 10-17-05 Signature Family Name NGUYEN	Given Name (first and middle (if an	. 3 //		or Sumame	TEHELBAUM
Residence: Santa Monica, CA Mailing Address: 325 16th Street, Santa Monica, CA 90402-2217 NAME OF SECOND INVENTOR: A petition has been filed for this unsigned inventor Signature Samuel M. Family Name (first and middle (if any)) Samuel M. Family Name or Surname SHAOLIAN Citizenship: Newport Beach, CA Mailing Address: 2315 Arbutus Street, Newport Beach, CA 92660 NAME OF THIRD INVENTOR: A petition has been filed for this unsigned inventor Signature Signature Family Name (first and middle (if any)) Thanh Van Or Surname NGUYEN Citizenship: US Residence: Invine, CA Mailing Address: 4752 Roxbury Drive, Irvine, CA 92604 NAME OF FOURTH INVENTOR: A petition has been filed for this unsigned inventor Date Family Name or Surname NGUYEN Signature Family Name or Surname NGUYEN Citizenship: Date Family Name or Surname NGUYEN Citizenship: US	•	US			•
Mailing Address: 325 16" Street, Salina Montos. NAME OF SECOND INVENTOR: A petition has been filed for this unsigned inventor		Santa Monica, CA	Manino (CA 90402-2217	
Signature Given Name (first and middle (if any)) Samuel M. Citizenship: US Residence: Newport Beach, CA Mailing Address: 2315 Arbutus Street, Newport Beach, CA 92660 NAME OF THIRD INVENTOR: Given Name (first and middle (if any)) Thanh Van Citizenship: Citizenship: Residence: Irvine, CA Mailing Address: 4752 Roxbury Drive, Irvine, CA 92604 NAME OF FOURTH INVENTOR: A petition has been filed for this unsigned inventor or Surname NGUYEN Family Name or Surname NGUYEN NAME OF FOURTH INVENTOR: A petition has been filed for this unsigned inventor Date Family Name or Surname NGUYEN Family Name or Surname NGUYEN		325 16 th Street, Santa			
Signature Given Name (first and middle (if any)) Samuel M. Family Name or Sumame SHAOLIAN Citizenship: US Residence: Newport Beach, CA Mailing Address: 2315 Arbutus Street, Newport Beach, CA 92660 NAME OF THIRD INVENTOR: A petition has been filed for this unsigned inventor Signature Given Name (first and middle (if any)) Thanh Van Citizenship: US Residence: Invine, CA Mailing Address: 4752 Roxbury Drive, Irvine, CA 92604 NAME OF FOURTH INVENTOR: A petition has been filed for this unsigned inventor Date Family Name or Surname NGUYEN	''	INVENTOR:		A petition has been filed	for this unsigned inventor
Given Name (first and middle (if any)) Samuel M. or Sumame Citizenship: US Residence: Newport Beach, CA Mailing Address: 2315 Arbutus Street, Newport Beach, CA 92660 NAME OF THIRD INVENTOR: A petition has been filed for this unsigned inventor Signature Family Name (first and middle (if any)) Thanh Van or Surname Citizenship: US Residence: Irvine, CA Mailing Address: 4752 Roxbury Drive, Irvine, CA 92604 NAME OF FOURTH INVENTOR: A petition has been filed for this unsigned inventor Date Family Name (first and middle (if any)) Frank Citizenship: US Signature Family Name (first and middle (if any)) Frank Citizenship: US	NAME OF SECON	DIVERTOR		Date	10-17-05
Given Name (first and middle (if any)) Samuel M. Or Sumane (first and middle (if any)) Samuel M. Or Sumane (first and middle (if any)) US Residence: Newport Beach, CA 2315 Arbutus Street, Newport Beach, CA 92660 NAME OF THIRD INVENTOR: A petition has been filed for this unsigned inventor Date 10-19-05 Family Name or Surname NGUYEN Citizenship: US Residence: Irvine, CA Mailing Address: 4752 Roxbury Drive, Irvine, CA 92604 NAME OF FOURTH INVENTOR: A petition has been filed for this unsigned inventor Date Family Name or Surname NGUYEN Signature Given Name (first and middle (if any)) Frank Citizenship: US Citizenship: US	Signature				OUA OLIAN
Citizenship: US Residence: Newport Beach, CA Mailing Address: 2315 Arbutus Street, Newport Beach, CA 92660 NAME OF THIRD INVENTOR: A petition has been filed for this unsigned inventor Signature Date 10-19-05 Given Name (first and middle (if any)) Thanh Van or Surname NGUYEN Citizenship: US Residence: Invine, CA Mailing Address: 4752 Roxbury Drive, Irvine, CA 92604 NAME OF FOURTH INVENTOR: A petition has been filed for this unsigned inventor Date Signature Family Name or Surname NGUYEN Citizenship: A petition has been filed for this unsigned inventor Signature Family Name or Surname NGUYEN Citizenship: US	Given Name	Samuel M.	• •	or Surname	SHAULIAN
Residence: Newport Beach, CA Mailing Address: NAME OF THIRD INVENTOR: Signature Given Name (first and middle (if any)) NAME OF TOURTH INVENTOR: Newport Beach, CA A petition has been filed for this unsigned inventor Date Family Name or Surname NGUYEN NGUYEN A petition has been filed for this unsigned inventor NGUYEN Family Name or Surname NGUYEN A petition has been filed for this unsigned inventor NAME OF FOURTH INVENTOR: A petition has been filed for this unsigned inventor Date Family Name or Surname NGUYEN NAME OF FOURTH INVENTOR: Signature Given Name (first and middle (if any)) Frank Citizenship: US	(first and middle (if a	,,,,			
Mailing Address: 2315 Arbutus Street, Newport Beach, CA 92600 NAME OF THIRD INVENTOR: Signature Given Name (first and middle (if any)) Citizenship: NAME OF FOURTH INVENTOR: Signature Given Name (first and middle (if any)) A petition has been filed for this unsigned inventor Family Name or Surname NGUYEN A petition has been filed for this unsigned inventor NAME OF FOURTH INVENTOR: A petition has been filed for this unsigned inventor Date Family Name or Surname NGUYEN Signature Given Name (first and middle (if any)) Frank Citizenship: US	Citizenship:	-			
NAME OF THIRD INVENTOR: A petition has been filed for this unsigned inventor	Residence:	Newport Deading or	Newport 1	Beach, CA 92660	
Signature Given Name (first and middle (if any)) Citizenship: Name Irvine, CA Mailing Address: Name Malling Address: Signature Given Name Given Name Given Name (first and middle (if any)) Frank Citizenship: Date Family Name Or Surname NGUYEN NAME OF FOURTH INVENTOR: Date Family Name Or Surname NGUYEN NAME Frank Citizenship: Citizenship: Citizenship: Date Family Name Or Surname NGUYEN	Mailing Address:	2315 Arbulus Silecti	, tomport		inventor
Signature Given Name (first and middle (if any)) Thanh Van Citizenship: Residence: Irvine, CA Mailing Address: 4752 Roxbury Drive, Irvine, CA 92604 NAME OF FOURTH INVENTOR: A petition has been filed for this unsigned inventor Signature Given Name (first and middle (if any)) Frank Citizenship: US Citizenship: US	11 	INVENTOR:		A petition has been file	d for this unsigned inventor
Signature Given Name (first and middle (if any)) Thanh Van Citizenship: Residence: Irvine, CA Mailing Address: VAME OF FOURTH INVENTOR: Given Name (first and middle (if any)) Frank Citizenship: Date Family Name or Surname NGUYEN NAME OF FOURTH INVENTOR: Date Family Name or Surname NGUYEN NAME OF FOURTH INVENTOR: Date Family Name or Surname NGUYEN	NAME OF THIRD			Date	10-19-05
Given Name (first and middle (if any)) Thanh Van or Surname NGUYEN Citizenship: US Residence: Irvine, CA Mailing Address: 4752 Roxbury Drive, Irvine, CA 92604 NAME OF FOURTH INVENTOR: A petition has been filed for this unsigned inventor Signature Family Name (first and middle (if any)) Frank Citizenship: US	Oir anturo	Halgry			
(first and middle (if any)) Citizenship: Residence: Irvine, CA Mailing Address: 4752 Roxbury Drive, Irvine, CA 92604 NAME OF FOURTH INVENTOR: A petition has been filed for this unsigned inventor Date Signature Given Name (first and middle (if any)) Frank Citizenship: US	- •			or Sumame	NGUYEN
Citizenship: Residence: Irvine, CA Mailing Address: VAME OF FOURTH INVENTOR: Signature Given Name (first and middle (if any)) Citizenship: US Irvine, CA 92604 A petition has been filed for this unsigned inventor Date Family Name or Surname NGUYEN Citizenship: US	first and middle (if	any)) Thanh Van		Of Comments	
Residence: Irvine, CA Mailing Address: 4752 Roxbury Drive, Irvine, CA 92604 NAME OF FOURTH INVENTOR: A petition has been filed for this unsigned inventor Date Signature Given Name (first and micdle (if any)) Frank Citizenship: US		US	·		
Mailing Address: 4752 Roxbury Drive, Irvine, OX 3250 NAME OF FOURTH INVENTOR: A petition has been filed for this unsigned inventor Date Signature Given Name (first and micdle (if any)) Frank Citizenship: US		Irvine, CA			
NAME OF FOURTH INVENTOR: A petition has been filed for this unsigned inventor Date		4752 Roxbury Drive,	Irvine, C	A 92604	
Signature Signature Given Name (first and middle (if any)) Citizenship: Date Family Name or Surname NGUYEN			_		ed for this unsigned inventor
Signature Given Name (first and micdle (if any)) Citizenship: Date Family Name or Surname NGUYEN Citizenship:	NAME OF FOUR	TH INVENTOR:	Ш	A petition has been in	
Given Name (first and middle (if any)) Citizenship: Or Surname NGUTEN Or Surname	NAME OF TOOM			Date	e
Given Name (first and middle (if any)) Citizenship: Or Surname NGUTEN Or Surname	Signature			Family Name	
(first and middle (if any)) Citizenship: US	Circa Name	Eronk	•		NGUYEN
Citizenship: US	(first and middle (if	u.,,,,			
		US .	• .		
Residence: Superior, CO Residence: Superior, CO 80027		Superior, CO		as superior CO 800	127
Residence: Superior, CO 80027 Mailing Address: 1995 E. Coalton Road, #77-203, Superior, CO 80027		1995 E. Coalton Roa	ad, #77-2	03, Superior, CC 600	

HUNTON & WILLIAMS LLP
Intellectual Property Department
1900 K Street, N.W.
Suite 1200
Washington, DC 20005-1109
(202) \$55-1500 (telephone); (202) 778-2201 (tacsimile)

NAME OF FIFTH	INVENTOR:	A petition has been filed t	or this unsigned inventor
Signature		Date	
Given Name (first and middle (if	any)) To V.	Family Name or Surname	PHAM
Citizenship:	U\$		
Residence:	Trabuco Canyon, CA		
Mailing Address:	28422 Pueblo Drive, Trab	ouco Canyon, CA 92679	· · · ·
NAME OF SIXTH	INVENTOR:	A petition has been filed	for this unsigned inventor
Signature		Date	
Given Name (first and middle (if	eny); Vinceni	Family Name or Surname	DIVINO, Jr.
Citizenship:	US	•	
Residence:	Mission Viejo, CA		
Mailing Address:	24436 Muela, Mission Vie	ejo, CA 92692	
NAME OF SEVE	NTH INVENTOR:	A petition has been filed	for this unsigned inventor
Signature		Date	
Given Name (first and middle (if	any)) Michael R.	Family Name or Sumame	HENSON
Citizenship:	US		
Residence:	Coto de Casa, CA		
Mailing Address:	2 Via Presea, Coto de C	asa, CA 92679	

HUNTON & WILLIAMS LLP Intellectual Property Department 1900 K Street, N.W. Suite 1200 Washington, DC 20008-1109 (202) 855-1500 (telephone); (202) 778-2201 (tecsimile)

Attorney Docket No.: 64118.000192

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As the below named inventor, I hereby declare that:

My residence, post office address and citizenship is as stated below next to my name;

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

TRANSPEDICULAR INTERVERTEBRAL DISK ACCESS METHODS AND DEVICES

	of which: is attached hereto.	
the specification	as United States Application No.:	10/534,055
	or PCT International Application N and was amended on:	IO.: (if applicable).
•		

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56.

Prior Foreign Application(s)

I hereby claim foreign priority benefits under 35 U.S.C. §§ 119(a)-(d) or (f), or § 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or § 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below by checking the box, any foreign application(s) for patent, inventor's or identified below by checking the box, any PCT international application having a filing plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed:

date perore that a		6 mel?	Date of Issue	
Application	0	Date of Filing (day, month, year)	(day, month, year)	Priority Claimed
Number	Country	25, March, 2003		Yes No U
PCT/US03/09285	PCT	25, Maron, 2		Yes No
		·		

·		·			
Application Number	Country	Date of Filing (day, month, year)	Date of Issue (day, month, year)	Priority Claimed Yes No	

Prior Provisional Application(s)

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

Application Number	Date of Filing (day, month, year)	
60/424,942	8, November, 2002	

Prior United States Application(s)

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(day, month, year)	Pending, Abandoned
	(day, montil, year,

And I hereby appoint, both jointly and severally, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith the Hunton & Williams LLP attorneys and agents associated with:

Customer Number 21967

All correspondence and telephone communications should be addressed to:

CUSTOMER NUMBER 21967

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

	- rings	A petition has been filed t	for this unsigned inventor
IAME OF SOLE ONVENTOR:)R FIKSI		•
MAEIAIOW	·	Date	
Signature Giver: Name (first and middle (if a	ny)) George P.	Family Name or Sumame	TEITELBAUM
Citizenship: Residence: Mailing Address:	US Santa Monica, CA 325 16 th Street, Santa Mo		
NAME OF SECO	ND INVENTOR:	A petition has been filed	for this unsigned inventor
Signature Given Name (first and middle (if	any)) Samuel M.	Family Name or Sumame	SHAOLIAN
Citizenship: Residence: Mailing Address:	US Newport Beach, CA 2315 Arbutus Street, Nev	wport Beach, CA 92660	
NAME OF THIRE	NVENTOR:	A petition has been file	ed for this unsigned inventor
Signature	any)) Thanh Van	Family Name or Surname	NGUYEN
Citizenship:	Irvine, CA		
Residence: Mailing Address:	4752 Roxbury Drive, Irvi		led for this unsigned inventor
NAME OF FOUR	RTH INVENTOR:	A petition has been to	led for this unsigned inventor
Signature Given Name (first and middle (i	fany)) Frank	Family Name or Surname	NGUYEN
Citizenship:	US Superior CO		007
Residence: Mailing Address:	1995 E. Coalton Road,	#77-203, Superior, CO 80	U <i>L1</i>

HUNTON & WILLIAMS LLP
Intellectual Property Department
1900 K Street, N.W.
Suite 1200
Washington, DC 20006-1109
(202) \$55-1500 (telephone); (202) 778-2201 (tecsimile)

NAME OF FIFTH	INVENTOR:		A petition has been filed to	or this unsigned inv	entoi
	Toranha	مستمهة	Date	10-18-03	
Signature Given Name (first and middle (if a	any)) To V.		Family Name or Surname	PHAM	:
Citizenship:	US		•	•	
Residence:	Trabuco Canyon, CA				
Mailing Address:	28422 Pueblo Drive,	Trabuco (Canyon, CA 92679		
NAME OF SIXTH	INVENTOR:		A petition has been filed	for this unsigned in	ventor
			Date		· · · · · ·
Signature Given Name (first and middle (if	any)) Vincent	: .	Family Name or Surname	DIVINO, Jt.	
Citizenship:	US		1	•	<i>:</i>
Residence:	Mission Viejo, CA			* 7	•
Mailing Address:	24436 Muela, Missio	n Viejo, C	A 92692		
NAME OF SEVE	NTH INVENTOR:	. 🔲	A petition has been file	d for this unsigned i	nventor
Clamature			Date		
Signature Given Name (first and middle (if	any)) Michael R.		Family Name or Surname	HENSON	
Citizenship:	US				
Residence:	Coto de Casa, CA			•	
Mailing Address:	2 Via Presea, Coto o	le Casa, (CA 92679	÷	

MUNTON & WILLIAMS LLP Intellectual Property Department 1900 K Breet, N.W. Suite 1200 Washington, DC 20008-1109 (202) 988-1800 (telephone); (202) 778-2201 (facsimile)

Attorney Docket No.: 64118.000192

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As the below named inventor, I hereby declare that:

My residence, post office address and citizenship is as stated below next to my

I believe that I am the original, first and sole inventor (if only one name is listed name; below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

TRANSPEDICULAR INTERVERTEBRAL DISK ACCESS METHODS AND DEVICES

	·	•	•
e lie	b. Tis attached hereto.	Neg Comment	·
the specification of which	The state of Application 1991	10/534,055	
	or PCT International Application		(if applicable).
	and was amended on:	e contents of	the above-
	the reviewed and understand the	1	. cnecifically

I hereby state that I have reviewed and understand the contents of the aboveidentified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56.

Prior Foreign Application(s)

I hereby claim foreign priority benefits under 35 U.S.C. §§ 119(a)-(d) or (f), or § 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or § 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below by checking the box, any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed:

Application Number	Country	(Filing	Date of Issue (day, month, year)	Yes No L
PCT/US03/09285	PCT	25, Water,		Yes No No

Application	Country	Date of Filing (day, month, year)	Date of Issue (day, month, year)	1
Number	Country	(day, month)		Yes No No

Prior Provisional Application(s)

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

Application Number	Date of Filing (day, month, year) 8, November, 2002	
60/424,942		

Prior United States Application(s)

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application: Application	Date of Filing (day, month, year)	Status - Patented, Pending, Abandoned
Number		

And I hereby appoint, both jointly and severally, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith the Hunton & Williams LLP attorneys and agents associated with:

CUSTOMER NUMBER 21967

All correspondence and telephone communications should be addressed to:

CUSTOMER NUMBER 21967

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

		A petition has been filed	for this unsigned inventor
IAME OF SOLE C	RFIRSI		
,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		Date	<u> </u>
ionature		Family Name or Sumame	TEITELBAUM
iven Name irst and middle (if a	ny)) George P.	Of Softiering	·
itizenship:	US	• •	
Residence:	Santa Monica, CA	0.00402.2217	
Mailing Address:	325 16 th Street, Santa	Monica, CA 90402-2217	• .
	······································	A petition has been file	ed for this unsigned inventor
NAME OF SECON	AD INVENTOR.		
Ci-neture		Date	
Signature Given Name		Family Name or Sumame	SHAOLIAN
(first and middle (if a	any)) Samuel M.	o, camerne	•
Citizenship:	US		•
Residence:	Newport Beach, CA	D CA D2660	
Mailing Address:	2315 Arbutus Street,	Newport Beach, CA 92660	
		Δ netition has been fi	led for this unsigned inventor
NAME OF THIRD) INVENȚOR:		
· .	_	Dat	te
Signature		Family Name	NGUYEN
Given Name	any)) Thanh Van	or Surname	10012.0
Citizenship:	US		
	Irvine, CA		•
Residence:	4752 Roxbury Drive	, Irvine, CA 92604	
Mailing Address:			filed for this unsigned inventor
NAME OF FOUR	RTH INVENTOR:	A petition has been	filled for this or eights
INMINIC OF 1 CO.		Da	ete
Signature		Family Name	
Given Name (first and middle (if	fany)) Fr ánk	or Surname	NGUYEN
Citizenship:	US	•	
	Superior, CO		-007
Residence:	1995 F. Coalton Ro	ad, #77-203, Superior, CO 8	0027
Mailing Address:	1330 E. 005		

HUNTON & WILLIAMS LLP
Intellectual Property Department
1800 K Street, N.W.
Suite 1200
Washington, DC 20005-1109
(202) 955-1500 (telephone); [202) 778-2201 (tecsimile)

NAME OF FIFTH	INVENTOR:	A petition has been filed	for this unsigned inventor
O'		Date	
Signature Given Name (first and middle (if	any)) To V.	Family Name or Surname	РНАМ
Citizenship:	US		
Residence:	Trubuco Canyon, CA		
Majiing Address:	28422 Pueblo Drive, Trubuc	co Canyon, CA 92679	· .
NAME OF SIXTH	I INVENTOR:	A petition has been filed Date	for this unsigned inventor
Signature Given Name (first and middle (if	any)) Vincent	Family Name or Sumame	DIVINO, Jr.
Citizenship:	US		
Residence:	Mission Viejo, CA		
Mailing Address:	24436 Muela, Mission Viejo	, CA 92692	
NAME OF SEVE	NTH INVENTOR:	A petition has been filed	d for this unsigned inventor
Signature		Date	
Given Name (first and middle (if	any)) Michael R.	Family Name or Sumame	HENSON
Citizenship:	US		
Residence:	Coto de Casa, CA	٠,	
Mailing Address:	2 Via Presea, Coto de Casa	, CA 92679	

PAO-TMM-RAK

Commissioner for Patents United States Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450

21967

HUNTON & WILLIAMS LLP Intellectual Property Department 1900 K Street, N.W., Suite 1200 Washington, DC 20006-1109 64118.192

RECEIVED

AUG 0 9 2006

Homeon & Williams LLP

8-9-0C

In re Application of TEITELBAUM et al

U.S. Application No.: 10/534,055 PCT No.: PCT/US03/09285 Int. Filing Date: 25 March 2003

Priority Date: None

Docket No.: 64118.000192 For: TRANSPEDICULAR

INTERVERTEBRAL DISK ACCESS

METHODS AND DEVICES

DECISION ON RENEWED PETITION UNDER 37 CFR 1.47(a)

This is a decision on applicants' "Renewed Petition under 37 CFR §1.47(a)" filed 06 June 2006.

BACKGROUND

On 09 May 2006, a decision dismissing applicants' petition under 37 CFR 1.47(a) was mailed. There was conflicting information regarding whether the nonsigning inventor could be located. Moreover, the declaration provided was not in compliance with 37 CFR 1.497. Applicants were given two months to respond.

On 06 June 2006, applicants submitted via facsimile a renewed petition which was accompanied by, *inter alia*, a declaration of Robert A. King ("Decl."); a copy of a letter dated 18 May 2006 with copies of the postal receipts; and a declaration signed by six of the seven named inventors.

DISCUSSION

A petition under 37 CFR 1.47(a) must be accompanied by: (1) the required petition fee; (2) factual proof that the missing joint inventor refuses to execute the application or cannot be found or reached after diligent effort; (3) a statement of the last known address of the missing joint inventor; (4) and an oath or declaration executed by the signing joint inventor on his behalf and on behalf of the nonsigning joint inventor. Petitioners satisfied item (1) with the initial petition and items (3) and (4) with the renewed petition.

Petitioners declare that the last known address of Mr. Frank Nguyen is:

1995 E. Coalton Road Superior, CO 80027

Regarding item (4), the 37 CFR 1.47(a) applicant submitted complete declarations signed by six of the seven joint inventors on behalf of the nonsigning inventor. All of the inventor's names, residences, post office addresses and citizenship are typed on the declaration. This declaration satisfies the requirements of 37 CFR 1.497(a) and (b) and section 409.03(a) of the MPEP.

However, petitioners have not yet satisfied item (2) of 37 CFR 1.47(a).

Petitioners submitted evidence filed in an earlier U.S. application (No. 10/999,216) showing that a diligent effort was made to locate Mr. Nguyen. This search was conducted by Sabrina Chambers prior to 15 August 2005.¹

In the renewed petition, the 37 CFR 1.47(a) applicants submitted a declaration of Robert A. King who states that the certified mail postcard signed as received by Mr. Nguyen on 01 November 2005 clearly established that Superior, Colorado, was his last known mailing address. Decl. at ¶ 4. Petitioners mailed a certified letter on 18 May 2006 to this address along with a copy of the application and a declaration requesting that Mr. Nguyen respond. The letter was returned as undeliverable. Petitioners submitted no other evidence on this matter.

First, the showing that a diligent effort was made to locate Mr. Nguyen submitted in U.S. application No. 10/999,216 on 16 August 2005 is no longer relevant as there is credible evidence to suggest that Mr. Nguyen was living in Louisville, Colorado on 01 November 2005. Since the letter sent to the last known address of Mr. Nguyen on 18 May 2006 was returned as undeliverable, it is not clear whether Mr. Nguyen is aware of the subject application. Petitioners must attempt to determine where Mr. Nguyen now resides.

If petitioners conclude that Mr. Nguyen still lives at the Louisville, Colorado address but refuses to accept delivery of mail, this conduct would constitute a refusal to cooperate. If petitioners are unable to determine where Mr. Nguyen lives, a statement of facts should be submitted that fully describes the steps taken to locate the whereabouts of the nonsigning inventor. Copies of documentary evidence such as internet and telephone searches that support a finding that the nonsigning inventor could not be found or reached should be made part of the

¹ The declaration of Ms. Chambers filed with the petition in U.S. Application 10/999,216 was dated 15 August 2005.

statement of facts. See MPEP § 409.03(d).

For the reasons noted above, item (2) of 37 CFR 1.47(a) is not yet satisfied.

CONCLUSION

Applicants' petition under 37 CFR 1.47(a) is **DISMISSED** without prejudice.

If reconsideration on the merits of this petition is desired, a proper response must be filed within TWO (2) MONTHS from the mail date of this decision. No additional petition fee is required.

Any further correspondence with respect to this matter deposited with the United States Postal Service should be addressed to the Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.

James Thomson Attorney Advisor

Office of PCT Legal Administration

Tel.: (571) 272-3302



UNITED STATES PATENT AND TRADEMARK OFFICE

PAD-TMM-RAK

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address COMMISSIONER FOR PATENTS

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY, DOCKET NO.	
10/534,055	George P Teitelbaum	aum 64118.000192 INTERNATIONAL APPLICATION NO. PCT/US03/09285	
	_		
21967	Γ	I.A. FILING DATE	PRIORITY DATE
HUNTON & WILLIAMS LLP		03/25/2003	
INTELLECTUAL PROPERTY DEPARTMENT	102		

1900 K STREET, N.W. **SUITE 1200** WASHINGTON, DC 20006-1109

Date Mailed: 08/07/2006

64118-192 RECEIVED

AUG 09 2006

Hunton & Williams LLP

CONFIRMATION NO. 2702

371 ABANDONMENT/TERMINATION

OC000000019920751

NOTIFICATION OF ABANDONMENT

The United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495) has made the following determination:

Failure to respond to Petition sent 5/9/00

Hownoonsis

Therefore, the above identified application fail 1.495, and is ABANDONED AS TO THE UNIT d 37 CFR

Telephone: (703) 308-9140 EXT 204

PART 1 - ATTORNEY/APPLICANT COPY

FORM PCT/DO/EO/909 (371 Abandonment Notice)



United States Patent and Trademark Office

Home | Site Index | Search | FAQ | Glossary | Guides | Contacts | eBusiness | eBiz Alerts | News | Help

Portal Home

Patents

Trademarks

Sign-Off Authenticated Session

Patent eBusiness

|- **|**|

Secured Patent Application Information Retrieval

- **Electronic Filing**
- Patent Application Information (PAIR)
- **Patent Ownership**
- **E** Fees
- **Supplemental Resources & Support**

Patent Information

Patent Guidance and General Info

- Codes, Rules & Manuals
- **Employee & Office Directories**
- Resources & Public Notices

Patent Searches

Patent Official Gazette

- **Search Patents & Applications**
- **Search Biological Sequences**
- **E** Copies, Products & Services

Other

Copyrights Trademarks Policy & Law Reports Order Certified Application As Filed Order Certified File Wrapper

10/534,055

Transpedicular intervertebral disk access n devices

The contract of the contract o		The same of the last of the la	. January and the second secon	-
	and the but the course of the base of		A CARDAD SOCIETY PROPERTY.	market and a second control of
		- I Cambini in		A CONTRACTOR
Calcal Mannigation 1	トラいくうたいい	TRACEMBERRIOR		
Coloca Polication	renise crioi	a substitute of a service of the ser		
	0.15-4		A Contraction contract and with	
	HISTORY		ιμποιπενίμο	
L HON COSC AL COST	1 110101	The Secretary of the Assessment of the Secretary		
・ こうことをはいます。このはないなどである。このは異ないできません。これは実力を表する。	-			
Select Application T New Case Data				WEST STREET, S

Transaction History

Date	Transaction Description
08-05-2006	Abandonment Inc. Application under Rule 53(b) - f
08-01-2006	Petition Decision - Dismissed
06-06-2006	Petition Entered
05-10-2006	Petition Decision - Dismissed
11-23-2005	Petition Entered
07-25-2005	Notice of DO/EO Missing Requirements Mailed
05-06-2005	Initial Exam Team nn
	· · · · · · · · · · · · · · · · · · ·

If you need help:

- Call the Patent Electronic Business Center at (866) 217-9197 <u>EBC@uspto.gov</u> for specific questions about Patent Applicatic Retrieval (PAIR).
- Send general questions about USPTO programs to the <u>USPT((UCC)</u>.
- If you experience technical difficulties or problems with this a report them via e-mail to <u>Electronic Business Support</u> or call

You can suggest USPTO webpages or material you would like featured on this section by E-mail to the webmaster@uspto.go accommodate all requests, your suggestions will be considered and may lead to other improvements on the

Home | Site Index | Search | eBusiness | Help | Privacy Policy